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2 District of Arizona
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7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE DISTRICT OF ARIZONA

10
11 United States of America,
12 Plaintiff,
13 vs.
14 Jose Francisco Martinez-Diaz,
aka Jose Martinez-Diaz,
15 Defendant.

CR 15-00779-TUC-JAS (CRP)
SENTENCING MEMORANDUM

16
17 Plaintiff, United States of America, by its attorneys, JOHN S. LEONARDO,
18 United States Attorney, and MICHAEL D. LOGALBO, Assistant United States Attorney,
19 hereby submits the following response to the Presentence Investigation Report which was
20 issued in reference to defendant Jose Francisco Martinez-Diaz, in the above-captioned
21 case.

22 Having reviewed the findings and recommendations in the report, the Government
23 has no objection to the guideline calculations and concurs with the recommendations
24 listed therein. The Government respectfully requests that this Court accept the plea
25 agreement entered into by the parties in this matter. Consistent with our office policy, the
26 Government will not withdraw from the plea agreement should defendant seek, and the
27 Court grant, a variance from the advisory sentencing guidelines.
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2 Sentencing is currently set for **July 23, 2015**.

3 Respectfully submitted this 25th day of November, 2015.

4 JOHN S. LEONARDO
5 United States Attorney
6 District of Arizona

7 *s/ Michael D. LoGalbo*

8 MICHAEL D. LOGALBO
9 Assistant U.S. Attorney

10 Copy of the foregoing served electronically or by

11 other means this 25th day of November, 2015, to:

12 Peter Byrne Keller, Esq.
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